

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		)
	Hugh S. West, Jr., et al.	)
Serial No.:	10/786,186	) Art Unit
Filed:	February 25, 2004	) 3733
Confirmation No.:	2078	)
For:	SUTURE SEPARATION AND ORGANIZATION DEVICES FOR USE WITH GRAFT TENSIONING DEVICE	)
Examiner:	Annette R. Reimers	)
Customer No.:	022913	)

**SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT  
AND NOTICE OF NON-COMPLIANT RESPONSE**

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the notice of non-compliant response mailed February 12, 2007, and in further response to the Restriction Requirement dated October 18, 2006, Applicants submit the following to be filed in the above-identified application.

The Examiner has requested an election of a single disclosed species, including an election of a single sub-species to be examined along with the elected species. The Examiner has identified the species as follows:

- Species I. Draft Tensioning Device (Species)
  - A. Figure 1
  - B. Figure 4

Species II. Separation and Organization Device (Subspecies)

- A. Figures 7-7A
- B. Figures 9-9B
- C. Figure 10

The Applicants hereby elect Species I.B, of Figure 4 with traverse, and Species II.B, of Figures 9-9B without traverse. Because none of the claims differentiate between Species I.A and I.B, Applicants traverse this aspect of the Restriction Requirement.

Claims 1, 7-14, 16, 17, 20 and 25-28 are either generic to or specifically read on the elected species. Claims 2-6 and 15 read on a non-elected species and are therefore withdrawn from consideration at this time. Nevertheless, upon the allowance of a generic claim, Applicants request rejoinder and allowance of claims 2-6 and 15.

In the event the Examiner has any questions or comments concerning this communication, the Examiner is respectfully requested to initiate a telephonic interview with the undersigned attorney.

Dated this 23<sup>rd</sup> day of February 2007.

Respectfully submitted,



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